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Attorney for Plaintiff Pacific Bend, Inc.

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA, EASTERN DIVISION**

PACIFIC BEND, INC., a California
corporation,

Plaintiffs,

v.

LIBERTY MUTUAL INSURANCE
COMPANY, a Massachusetts
corporation; and DOES 1- 50,

Defendants.

Case No. 5:22-cv-01233 SSS (KKx)

**STIPULATION TO DISMISS
ENTIRE ACTION**

WHEREAS, the parties in this action have entered into a settlement
agreement that resolves this entire action (the “Settlement Agreement”);

WHEREAS, certain pending terms and performance under the Settlement
Agreement are expected to be completed by June 5, 2024;

1 **WHEREAS**, the parties therefore wish to dismiss this entire action with
2 prejudice on or after June 10, 2024, provided said terms and performance are
3 completed prior thereto, while retaining all rights under the Settlement Agreement;

4 **WHEREFORE, IT IS HEREBY STIPULATED** by and between Plaintiff
5 PACIFIC BEND, INC., and Defendant WEST AMERICAN INSURANCE
6 COMPANY, by and through their respective attorneys of record and pursuant to
7 Fed. R. Civ. P. 41(a)(1) (A)(ii), that, unless plaintiff moves *ex parte* to extend the
8 dismissal date or to reopen the case by June 5, 2024, the within action shall be
9 dismissed with prejudice on or after June 10, 2024, with each party retaining all
10 rights under the Settlement Agreement; with each party to bear its own costs.

11 **IT IS SO STIPULATED.**

12 All signatories to this Stipulation, and on whose behalf the filing is
13 submitted, concur in the Stipulation's content and have authorized its filing.

14
15 Dated: May 28, 2024

LAW OFFICE OF JEFFREY A.
COHEN

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18 By: s/**JEFFREY A. COHEN**
JEFFREY A. COHEN
Attorney for Plaintiff Pacific Bend,
19 Ins.

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21 Dated: May 28, 2024

ROPERS MAJESKI PC

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23 By: s/**KIM KARELIS**
BLAKE J. RUSSUM
KIM KARELIS
Attorneys for Defendant
24 West American Insurance Company
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